

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF GEORGIA  
ATLANTA DIVISION

IN RE:	)	CHAPTER 7
	)	
SHERRY L. STENSON	)	CASE NO. 05-93978-MHM
	)	
Debtor	)	

**DISMISSAL ORDER**

By order entered July 1, 2005, Debtor's request to proceed in this case *in forma pauperis* was denied and time was extended for Debtor to pay the filing fee in installments. The order notified Debtor that her failure to make any installment payment could result in dismissal of her case. On July 11, 2005, Debtor again filed a request to proceed *in forma pauperis*. Debtor has made no installment payment of the filing fee.

As set forth in the order entered July 1, 2005, Debtor has no statutory, common law or constitutional right to file a bankruptcy case without payment of the filing fee required by statute. *United States v. Kras*, 409 U.S. 434, 445, 93 S.Ct. 631, 635, 34 L.Ed.2d 626 (1973). Debtor has failed to pay any portion of the filing fee.

Additionally, a review of Debtor's schedules shows that she has no secured creditors, no unsecured priority creditors, and no unsecured nonpriority creditors. It appears that this bankruptcy case was filed in an effort to prevent action against Debtor by her landlord. A review of the record shows that Debtor's lease terminated prepetition. An order granting relief from the automatic stay to Debtor's landlord was entered August 12, 2005.

Accordingly, it is hereby

ORDERED that this case is dismissed.

**The Clerk, U.S. Bankruptcy Court, is directed to serve** a copy of this order upon Debtor and the Chapter 7 Trustee.

IT IS SO ORDERED, this the \_\_\_\_\_ day of August, 2005.

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MARGARET H. MURPHY  
UNITED STATES BANKRUPTCY JUDGE